

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

YAMIKA BANKS

PLAINTIFF

v.

CIVIL ACTION NO. 3:23-CV-58-SA-RP

CAVALIER HOMES, INC. and  
REGIONAL ENTERPRISES, LLC

DEFENDANTS

ORDER

Now before the Court is Yamika Banks and Cavalier Homes, Inc.'s Joint Motion to Vacate Opinion [55]. The parties request that the Court vacate its previous Order and Memorandum Opinion [38]. They represent to the Court that they have now reached a settlement in principle but that the settlement is contingent upon the Court vacating its previous ruling:

It is in the parties' best interest to settle this year's long lawsuit without incurring further costs of litigation. Ending this litigation would also preserve the Court's judicial resources. Should the Court grant this motion, the settlement agreement will permanently end litigation between Banks and Cavalier Homes, Inc., and will resolve all disputes between Banks and Cavalier Home Builders, LLC. Third parties will not be impacted by this settlement. Finally, and importantly, the settlement is contingent on vacatur and will fail if the Court does not grant this motion.

[55] at p. 3.

The request is not well-taken. The Court issued an Order and Memorandum Opinion [38] based upon a motion that was filed in the case. The parties have not shown that there is any reason to vacate that ruling. If the parties desire to resolve the lawsuit, they may do so. If not, the case will proceed. The Motion [55] is DENIED.

SO ORDERED, this 4th day of December, 2024.

/s/ Sharion Aycock  
UNITED STATES DISTRICT JUDGE